



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

*We make Indiana a cleaner, healthier place to live.*

Mitchell E. Daniels, Jr.  
Governor

Thomas W. Easterly  
Commissioner

April 15, 2010

100 North Senate Avenue  
Indianapolis, Indiana 46204  
(317) 232-8603  
(800) 451-6027  
[www.IN.gov/idem](http://www.IN.gov/idem)

Mr. Dwight Chustz  
ANR Pipeline Company  
4715 Traders Way, Suite 100  
Thompson's Station, TN 37179

Dear Mr. Chustz:

Re: NPDES General Permit No. ING080276  
ANR Shelbyville Compressor Station  
5500 Smithland Road  
Shelbyville, Indiana  
Shelby County

This agency has reviewed your request for voidance of the above-referenced permit. According to a letter dated January 22, 2010, from Mr. Kevin Fortner of your company, remediation activities were discontinued on November 4, 2009 and the system components removed from the site. Since no further groundwater will be treated or discharged from this site the NPDES permit is no longer needed. Our office has confirmed with the Office of Land Quality that remediation activities at this site have been completed and therefore concurs that the NPDES permit can be voided.

Therefore, National Pollutant Discharge Elimination System Permit No. ING080276, issued October 23, 2009, is hereby voided effective 18 days from the mailing date of this letter.

Any party adversely affected or aggrieved by this decision may appeal by filing a petition for administrative review with the Office of Environmental Adjudication (OEA) within eighteen (18) days after the date of mailing of this letter. Any appeal request must be filed in accordance with IC 4-21.5-3-7 and must include facts demonstrating that the party requesting appeal is the applicant, a person aggrieved or adversely affected by this voidance or otherwise entitled to review by law. Pursuant to IC 13-15-7-3, this decision shall remain in effect pending a decision on any appeal that has been timely requested under the provisions of IC 4-21.5. The address is:

Office of Environmental Adjudication  
Indiana Government Center North  
100 North Senate Avenue, Room 501  
Indianapolis, IN 46204

Mr. Dwight Chustz

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You are reminded that any future discharge to waters of the state must be preceded by the submission of an NPDES application at least 180 days prior to the commencement of such discharge.

If you have any questions regarding this matter, please contact Ms. Sheri L. Jordan of my staff at (317) 232-8703.

Sincerely,

A handwritten signature in black ink, appearing to read 'Paul Higginbotham', with a long horizontal flourish extending to the right.

Paul Higginbotham, Chief  
Permits Branch  
Office of Water Quality

cc: Shelby County Health Department

**STATE OF INDIANA  
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

**PUBLIC NOTICE NO. 2010 – 4D -GP**

**DATE OF NOTICE: April 15, 2010**

The Office of Water Quality issues the following **NPDES GENERAL PERMIT**.

**TERMINATION**

**ANR SHELBYVILLE COMPRESSOR STATION**, Permit No. ING080276, SHELBY COUNTY, Shelbyville, IN. This permit is being terminated because there is no longer a discharge. Permit Writer: Sheri Jordan at 317/232-8703.

**PROCEDURES TO APPEAL**

General Permit documents are available for inspection at IDEM, Office of Water Quality/Permit Section, IGCN, 100 N Senate Ave, Indianapolis, IN, Room 1203, from 9 - 4, Monday-Friday (copies 10¢ per page). The General Permit is also available at the local Health Department. Please tell others you think would be interested in this matter.

**Appeal Procedure:** Any person affected by the issuance of the Final Permit may appeal by filing a Petition for Administrative Review with the Office of Environmental Adjudication within eighteen (18) days of the date of this Public Notice. Any appeal request must be filed in accordance with IC 4-21.5-3-7 and must include facts demonstrating that the party requesting appeal is the applicant; a person aggrieved or adversely affected or is otherwise entitled to review by law.

**Timely filing:** The Petition for Administrative Review must be received by the Office of Environmental Adjudication (OEA) within 18 days of the date of this Public Notice; either by U.S. Mail postmark or by private carrier with dated receipt. This Petition for Administrative Review represents a request for an Adjudicatory Hearing, therefore must:

- state the name and address of the person making the request;
- identify the interest of the person making the request;
- identify any persons represented by the person making the request;
- state specifically the reasons for the request;
- state specifically the issues proposed for consideration at the hearing;
- identify the Final Permit Rule terms and conditions which, in the judgment of the person making the request, would be appropriate to satisfy the requirements of the law governing this NPDES Permit rule.

If the person filing the Petition for Administrative Review desires any part of the NPDES Final Permit Rule to be stayed pending the outcome of the appeal, a Petition for Stay must be included in the appeal request, identifying those parts to be stayed. Both Petitions shall be mailed or delivered to the address here:  
**Phone: 317/232-8591.**

Environmental Law Judge  
Office of Environmental Adjudication  
IGC – North Building- Rm 501  
100 N. Senate Avenue  
Indianapolis IN 46204

**Stay Time frame:** If the Petition (s) is filed within eighteen (18) days of the mailing of this Public Notice, the effective date of any part of the permit, within the scope of the Petition for Stay is suspended for fifteen (15) days. The Permit will become effective again upon expiration of the fifteen (15) days, unless or until an Environmental Law Judge stays the permit action in whole or in part.

**Hearing Notification:** Pursuant to Indiana Code, when a written request is submitted, the OEA will provide the petitioner or any person wanting notification, with the Notice of pre-hearing conferences, preliminary hearings, hearing stays or orders disposing of the Petition for Administrative Review. Petition for Administrative Review must be filed in compliance with the procedures and time frames outlined above. Procedural or scheduling questions should be directed to the OEA at the phone listed above.





ANR Pipeline Company  
717 Texas Avenue  
Houston, Texas 77002-2761

IDEM  
OFFICE OF  
WATER QUALITY

2010 JAN 28 A 8:56

January 22, 2010

Ms. Catherine Hess  
Indiana Department of Environmental Management  
Industrial NPDES Permit Section  
100 North Senate Avenue  
MC 65-42 IGCN 1255  
Indianapolis, IN 46204

Re: Termination of NPDES General Permit No. ING080276  
ANR Pipeline Company - Shelbyville Compressor Station

Dear Ms. Hess:

Please accept this letter requesting termination of the Indiana Department of Environmental Management (IDEM) NPDES General Permit No. ING080276. The permit was for a temporary groundwater remediation system located at ANR Pipeline Company's (ANR) - Shelbyville Compressor Station in Shelbyville, Indiana. The temporary groundwater remediation system was operated from October 30, 2009 through November 4, 2009 when remediation activities were discontinued. Following the cessation of operation, the systems components were removed from the site and as such no further discharge will occur.

ANR appreciates your assistance in this matter, if you have any questions please do not hesitate to contact me at (615) 465-5107.

Very truly yours,



Kevin Fortner  
Division Environmental

cc: Greg Gaworecki, ANR  
Dorothy Fleming, ANR  
File

1. *Phragmites australis* (Cav.) Trin. ex Steud.

028 A 83A.12